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DATE FILED: 8/26/05

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
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ROBERT HUDAK,

Plaintiff,

-against-

THE CITY OF NEW YORK, POLICE OFFICER ADAM SCHACHTEL, and POLICE OFFICER BRIAN LITTLE,

Defendants.

---x

ORDER OF JUDGMENT
PURSUANT TO RULE 68

05 Civ. 1914 (LTS)(KNF)

______

WHEREAS, plaintiff commenced this action by filing a complaint on or about February 7, 2005, alleging that defendants violated plaintiff's federal civil and state common law rights; and

WHEREAS, defendants have denied any and all liability arising out of plaintiff's allegations; and

WHEREAS, on June 22, 2005, pursuant to Rule 68 of the Federal Rules of Civil Procedure, defendant City made plaintiff an Offer of Judgment; and

WHEREAS, on July 6, 2005, plaintiff accepted defendant City's offer;

NOW, IT IS HEREBY ORDERED, ADJUDGED AND DECREED THAT:

1. Pursuant to Rule 68 of the Federal Rules of Civil Procedure, plaintiff will take judgment against defendant City of New York in this action for the sum of One Hundred Thirty Five Thousand and One ($135,001.00) Dollars, plus reasonable attorneys' fees, expenses and costs to June 22, 2005.

2. This judgment shall be in full satisfaction of all claims or rights that plaintiff may have to damages, or any other form of relief, arising out of the alleged acts or

omissions of the defendants, or any official or employee, either past or present, of the City of New York, or any agency thereof, in connection with the facts and circumstances that are the subject of this action.

3. This judgment shall not to be construed as an admission of liability by any defendant, official, employee, representative or agent, past or present, of the City of New York, or agency thereof; nor it is an admission that plaintiff has suffered any damages.

4. Acceptance of the Rule 68 Offer of Judgment acted to release and discharge all defendants; their successors or assigns; and all past and present officials, employees, representatives and agents of the City of New York, or any agency thereof from any and all claims that were or could have been alleged by plaintiff in the above-referenced action.

Dated: New York, New York
July ________, 2005

August 22, 2005

U.S.D.J

THIS DOCUMENT WAS ENTERED ON THE DOCKET ON ________